

1 MARGARET A. KEANE (State Bar No. 255378)  
 2 mkeane@dl.com  
 3 KRIS H. MAN (State Bar No. 246008)  
 kman@dl.com  
 4 DEWEY & LEBOEUF LLP  
 One Embarcadero Center  
 Suite 400  
 San Francisco, CA 94111-3619  
 5 Telephone: (415) 951-1100  
 Facsimile: (415) 951-1180

6 *Attorneys for Defendant*  
 7 *LSI Appraisal, LLC*

8 **IN THE UNITED STATES DISTRICT COURT**

9 **NORTHERN DISTRICT OF CALIFORNIA**

10 **SAN JOSE DIVISION**

11 FELTON A. SPEARS, JR. and , SIDNEY SCHOLL, on behalf of themselves 12 and all others similarly situated,	) Case No. 5:08-cv-00868 (HRL)
	) <u>CLASS ACTION</u>
13 Plaintiffs,	) <b>DECLINATION TO PROCEED</b>
	) <b>BEFORE A MAGISTRATE JUDGE</b>
14 vs.	) <b>AND REQUEST FOR</b>
	) <b>REASSIGNMENT TO A UNITED</b>
15 WASHINGTON MUTUAL, INC., a Washington corporation; 16 FIRST AMERICAN EAPPRAISEIT, a Delaware corporation; and 17 LENDERS SERVICE, INC.,	) <b>STATES DISTRICT JUDGE</b>
	) <b>Honorable Howard R. Lloyd</b>
18 Defendants.	)

---

19 **REQUEST FOR REASSIGNMENT TO A UNITED STATES DISTRICT JUDGE**

20 The undersigned party hereby declines to consent to the assignment of this case to a United  
 21 States Magistrate Judge for trial and disposition and hereby requests the reassignment of this case to  
 22 a United States District Judge.  
 23

24 DATED: May 9, 2008

DEWEY & LEBOEUF LLP

25 By: /s/ Kris H. Man  
 26 Kris H. Man

27 *Attorneys for Defendant LSI Appraisal, LLC*